

I. J. SMITH & CO. FILE AMENDED DECLARATION

Allege Now That City Engineer Was
Negligent in Estimating
Extra Work.

COURT HEARS TWO WITNESSES

Thomas Shean, Baltimore Expert,
Testifies That Claim Against City
for Additional Payment of \$57,000
Is Reasonable—City Scores Point.

Proceedings in the \$57,000 suit of I. J. Smith & Co. against the city of Richmond, on trial yesterday before Judge Wells, of Hustings court, Part II, had to do chiefly with the direct and cross-examination of John Wingo, of the complainant company, and Thomas Shean, of Baltimore, introduced by the complainant in the capacity of an expert engineer.

In this suit I. J. Smith & Co. demand the payment of \$55,000, plus interest at the rate of 6 per cent from December, 1912, for extra concrete and excavation work which, the company claims, it had to do in connection with the construction of Mayo Bridge, as the result of alleged incorrect data as to the true bedrock line of the river supplied to it by the City Engineer.

Mr. Wingo told the court that in the preparation of its bid his company relied absolutely upon the City Engineer's profile, making no soundings or other efforts to verify the city's drawings. He testified as to the amount and cost of the work which the company claims it had to do as the result of the error into which it was led by the city's supposedly incorrect drawings.

CITY ENGINEER NAMED CONTRACT AS ARBITRATOR

Assistant City Attorney George Wayne Anderson moved that all of Mr. Wingo's testimony bearing upon the extent and cost of the extra work be omitted and stricken from the record, on the ground that the contract between the city and the bridge-builders designated the City Engineer as the sole arbitrator to determine the extent of any work as well as its value. The complainant's declaration, said Colonel Anderson, alleged no fraud or gross error on the part of the City Engineer, and Mr. Wingo's testimony, he added, upon something which was left by the contract entirely to Mr. Bolling, was, therefore, inadmissible.

Judge Wells sustained the point raised by Colonel Anderson and informed the complainant's counsel that unless the declaration were amended so as to justify the retention of Mr. Wingo's testimony, he would have to order it stricken out. Thereupon the complainant filed an amended declaration, adding the allegation that the City Engineer neglected and failed to comply with the contract, requiring him to estimate the amount of extra work done by the contractors.

**BALTIMORE ENGINEER
CONSIDERS CLAIM REASONABLE.**

Mr. Shean told the court that he was in the city during the winter of 1911-12, and saw some of the construction work in question. The claim set up by I. J. Smith & Co., he thought, was justifiable. He testified as to the engineer's estimate of the value of the extra work, expressing the belief that the estimate was reasonable.

Court adjourned at 5:30 o'clock, after taking testimony all day. The trial of the case will be resumed at 10 o'clock this morning in the chambers of the court, where the hearings are being held for the sake of convenience. It was thought yesterday that the trial of the case would not be completed until next Monday or Tuesday.

BALTIMORE EXPERT TO SPEAK ON CITY PLANNING

Major Joseph W. Shirley Will Address
Society of Engineers at Mechanics
Institute To-Night.

Major Joseph W. Shirley, chief engineer of the United States Army, will deliver a lecture on "City Planning" before the Society of Engineers at the Mechanics Institute to-night.

The meeting, which will begin at 8 o'clock, will be held under the auspices of the Baltimore Society of Engineers, and will be open to the public.

City planning has been given much attention of late, and Major Shirley, who has been in the city for some time, will discuss the subject in a most interesting manner.

Following the lecture, the Richmond Society of Engineers will also hold a business session, and the meeting will close at 10 o'clock.

Soup Kitchen Makes Report.

W. R. Beckham, Superintendent of the Union Gospel Mission, 2115 East Main Street, yesterday submitted the following report on the "soup kitchen" subscription, 1914-15, to the Board of Directors, 12 o'clock, for the year ending December 31, 1914: "For the year ending December 31, 1914, the subscription for the soup kitchen, containing 246 persons, at a cost of 7 cents each, or \$17.22, for 246 persons."

Skating on Local Lakes.

Skaters are enjoying the first ice of the winter at both Forest Hill and Lakeside Parks. The coating at the former is about three inches thick, while that at the latter is slightly less, owing to the heavily wooded condition of its borders. Both lakes are smooth, and the ice is said to be in excellent condition.

Burger Dismissed.

The case against Joseph Berger, charged with exposing Margaret E. Stewart to violent and immoral influences, was yesterday dismissed in the Police Court.

The Reinach
107 East Broad Street.

**Useful
Holiday
Gifts**

Gloves Suits
Hosiery Coats
Hats Corsets
Underwear Waists
Dresses Furs

And at reasonable prices.

WANT SEPARATE COURT FOR TRIAL OF CHILDREN

Movement Launched to Separate
Juvenile Offenders From Police
Court Environment.

SUFFRAGE LEAGUE TO AID

Will Use Its Influence With City
Council to Secure Special Court
for Domestic Relations and Juvenile Cases.

"The Council" is the bugaboo of the juvenile court. "The Council" must be shown. So social workers and those carrying on juvenile court work in the somewhat hampered conditions now existing are bringing to public notice all the facts that seem to show that Richmond is badly in need of a juvenile court absolutely and entirely separate from the criminal court.

Rev. H. D. C. MacLachlan, D. D., and J. Hoge Ricks, who are considered authorities on probation work here, addressed the Equal Suffrage League of Richmond yesterday and urged the importance of women bringing their influence to bear on the situation.

Mr. Ricks said that fully 90 per cent of the boys who have been put on probation make good, and in the past year 700 cases, involving 900 children, had been tried by Justice Crutchfield in the children's court.

THINK FIGURES SPEAK FOR THEMSELVES

"Well," inquired some one from the audience, "what is it that the Council wants to know about?"

"Wants to be convinced that a juvenile court is needed in Richmond," replied Mr. Ricks. The meeting was of the opinion that the figures spoke for themselves.

Dr. MacLachlan said the juvenile and domestic relation law passed by the State Legislature should be taken advantage of to organize the court because an existing court would demand greater court facilities to take care of the cases from the new territory. Instead of enlarging the present court, he believed this was the opportunity to create a juvenile court.

The "joker" in the law, he said, was that the bill made the appointment of the judge for the juvenile court dependent upon the Council.

NEED MORE WOMEN PROBATION OFFICERS

The present court meets every day, and there are usually from sixteen to twenty cases, both of white and colored children. Both speakers declared there was a great need for more women probation officers. Miss Sara Roller was spoken of in the highest terms for the splendid work she has done as a probation officer. But it is said more women are needed.

Mr. Ricks, in speaking of the need for a domestic relations court, said the most deserving women were not being reached because many women who were working hard to support their families were too reserved to take their stories of delinquent husbands to the Police Court.

A primary cause of delinquency in children, he said, was careless mothering, and there was usually from sixteen to twenty cases, both of white and colored children. Both speakers declared there was a great need for more women probation officers. Miss Sara Roller was spoken of in the highest terms for the splendid work she has done as a probation officer. But it is said more women are needed.

THROWS MATCH IN GASOLINE

Passing Pedestrian Endangers Valuable
Motor Car and Oil Tank.

Patrolman Frank Wallace yesterday saved William Whitman's automobile from certain destruction and possibly prevented the explosion of a large street gasoline tank when he discovered the car near the gasoline tank and called for a fire engine to extinguish it. Whitman was having a gas tank filled at 212 North Eighth Street from a street tank when a passing pedestrian tossed a match into the saw the act and hastened toward the scene, but the spot was in a blaze when he arrived. He sounded a still alarm and called for a fire engine. The automobile establishment had a chemical tank, and the blaze was extinguished before great damage was done. The wiring and hood of the sixty-horsepower car were scorched.

Automobile Club Called.

The regular meeting of the Richmond Automobile Club will be held in the clubrooms, second floor, Murphy's Hotel Annex, next Monday night at 8 o'clock. All members are requested to be present, as important business will be transacted.

Horse Reported Stolen.

The police were yesterday asked to assist in recovering a bay mare said to have been stolen from Charles Poulard, of Providence Forge, Wednesday night. The mare is described as having a black mane and tail, and weighs about 1,200 pounds.

There's genuine nourishment and body-building food value in

Nolde Bros. Butternut Bread

The clean loaf, which is wrapped in waxed, dust-proof paper, and made and sold on honor.

**KENNY'S
Xmas Souvenir**

A Beautiful Pres-Cut Glass
Footed Bon-bon
GIVEN AWAY
Saturday, December 19th

C. D. KENNY CO.
TEAS, COFFEES, SUGARS,
BAKING POWDER AND RICE.

Try Our
SPECIAL HIGH-GRADE COFFEE
At 25c Per Pound.
"The Cup Favorite."

606 East Broad Street,
1701 East Main Street.

The Reinach
107 East Broad Street.

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Holiday
Gifts**

Gloves Suits
Hosiery Coats
Hats Corsets
Underwear Waists
Dresses Furs

And at reasonable prices.

**WASHINGTON FURNITURE
FOR VIRGINIA BUILDING**

Replica of Mt. Vernon to Be Filled
With Articles From Original Home.

Martha Washington Jewelry, Together
With Bedroom and Library
Furniture, to Be on View at State's
Headquarters in San Francisco.

Miss Nannie Randolph Heth, who will act as hostess in the Virginia Building at the Panama-Pacific Exposition, was telling something about the enterprise during a visit to Richmond this week. The building, as most Virginians are aware, is the exact replica of Mount Vernon, and Miss Heth will appear each morning in a Martha Washington costume. It is her plan to furnish several rooms in Colonial mahogany, a number of pieces of which came from the Washington household. Other furniture belongs to Miss Heth herself, who is dismantling her home in Washington in order entirely to carry out the scheme of furnishing. She has the writing desk at which Martha Washington carried on her personal correspondence, and there are several tables, mirrors and four-poster beds that were used in Mount Vernon.

It is interesting to Richmond people to know that where pieces of furniture were lacking, they were purchased in this city. The rag carpets are from local dealers, and are a number of Windsor chairs.

While making her present residence in Washington, Miss Heth is a Virginian, and her membership as a daughter of the Confederacy is from this State. Her activity with Congress in behalf of Confederate soldiers is well known, and it was largely through her instrumentality that an appropriation was set aside to apply on certain work that was being done by the government for the soldiers of the Confederacy, their wives and widows.

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SAID TO BE INSANE

Eight Penitentiary Convicts to Be
Given Hearing in City Circuit Court.

Eight convicts are now in the penitentiary who have become insane since they were received at their prison, or when they were tried for the crime of which they were convicted.

So says the prison physician, who has examined them. Officers of the institution agree in all the cases with the doctor. Superintendent James B. Good has reported the cases to the governor, who yesterday directed that these prisoners be taken to the City Circuit Court for trial by jury on the charge of being insane, that being the process required in such cases by law. There are two inmates in the penitentiary who have been pronounced insane by the prison physicians.

Grace Dillard, colored, sentenced from Nansemond County to serve a life term for the murder of her child. She has served twenty-seven days in prison.

Charles Baker, colored, sentenced from Norfolk to serve eighteen years for murder in the second degree; has served two years.

George P. C. Smith, sentenced from Portsmouth to serve two years for unlawful cutting.

Slidney Smith, sentenced from Prince George County to serve eighteen years for murder; has served four years.

Edward McNeill, sentenced from Newport News to serve ten years for burglary; has served three years and six months.

E. C. Turnboard, alias George Bland, sentenced from Petersburg to serve twenty years for burglary in three cases. He was removed some months ago to the insane asylum and later returned to the penitentiary as cured. He has served four years.

Jasper Mason, sentenced from Henrico County to serve a life term for felony to serve a life term. He has served eleven years and six months.

Automobile Club Called.

The regular meeting of the Richmond Automobile Club will be held in the clubrooms, second floor, Murphy's Hotel Annex, next Monday night at 8 o'clock. All members are requested to be present, as important business will be transacted.

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Party Case

Roundtree's

**The Time is
Ripe---**

**Select Your "Last Minute
Gifts" Here!**

This message is directed to every man, woman and child in Richmond who has yet a gift to select for a friend or relative. No matter how you look at it, you can't get around the fact that we've got the greatest variety of the Gift Things ready for your selection. Gifts for everybody—to fit everybody's purse. See how easy it is to select from this list.

\$1.00

Bill Folds
Folding Slippers
Address Books
Collar Rings
Garment Hanger Sets
Hand Bags
Pocketbooks
Manicure Sets
Made Hats
Scarf Pin Boxes
Hasty Line Books
Auto Clothes Brushes

\$2.00

Manicure Sets
Library Sets
Bridge Sets
Vacuum Bottles
Cigar Cases
Handkerchief Cases
Safety Pockets
Medicine Cases
Flasks
Bill Books
Writing Portfolios
Music Cases

\$3.50

Hand Bags
Scarf Pin Boxes
Jewel Boxes
Umbrellas
Brief Cases
Hollow Bags
Toilet Sets
Manicure Sets
Military Brushes
Traveling Clocks
Photo Frames
Work Baskets

\$5.00

Traveling Bags
Party Cases
Luncheon Sets
Jewel Boxes
Dressing Cases
Umbrellas
Poker Sets
Suit Cases
Traveling Clocks
Military Brushes
Ladies' Hat Boxes
Manicure Sets

\$7.50

Imported Hand Bags
Dressing Cases
Jewel Boxes
Suit Cases
Steamer Trunks
Hat Boxes
Steamer Bags
Poker Sets
Manicure Sets
Brief Cases
Traveling Clocks
First Aid Cases

Over \$7.50

Fitted Traveling Bags
Wardrobe Trunks
Hand Bags
Eight Day Clocks
Dressing Cases
Steamer Rugs
Fitted Suit Cases
Hat Boxes
Luncheon Sets
Jewel Boxes
Brief Cases
Party Cases

TO-DAY

Selection will be better than at any other time. Come to-day and make your selection from this gigantic stock. Leather Novelties in an almost endless variety. We are ready for you to-day. Don't wait until to-morrow.

THE NEW STORE

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FACTORY TO YOU

313 East Broad

Party Case

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CHILDREN TO GIVE FOLK DANCES AT CELEBRATION

Community Christmas Tree Plans
Are Completed, and Details Are
Being Worked Out.

SCOUTS WILL HELP POLICE

Boys Have Been Ordered by Scout
Executive Housman to Report on
Thursday Afternoon to Major Werner—Now Giving Wood to Poor.

Fifty children in costumes will give folk dances at the community Christmas tree celebration on Christmas Eve. It has been decided to erect a platform between the tree and Broad Street for the little dancers, and after their specialty is finished, they will join the band of 1,500 singers and aid in rendering the Christmas carols, which will be another feature of the celebration. The tree, which will be elaborately decorated, has been hauled to the city and erected on the old Ford Hotel lot. Workmen to-day will begin to erect the platforms for the singers and the dancers. Each of those to participate in the occasion will be given a badge, which entitles them to enter the enclosure.

General orders have been sent out from local headquarters to scoutmasters and scouts to report on Thursday afternoon, at 5 o'clock, at Capitol Street, to be under the direction of Chief Werner to aid in handling the community Christmas tree celebration. Scoutmasters Williams, Crenshaw, Heinrich, Sledd, Pyle, Adair and Tucker have been appointed district commissioners for the day, to take charge of the six different districts that will be represented.

Many scouts of the city, at the suggestion of the local headquarters, are taking advantage of this season in giving their wood to families as well as putting aside small amounts of money to buy baskets to send to poor families.

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Hollow Bags
Toilet Sets
Manicure Sets
Military Brushes
Traveling Clocks
Photo Frames
Work Baskets

\$5.00

Traveling Bags
Party Cases
Luncheon Sets
Jewel Boxes
Dressing Cases
Umbrellas
Poker Sets
Suit Cases
Traveling Clocks
Military Brushes
Ladies' Hat Boxes
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\$7.50

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Over \$7.50

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CITY MAY COMPETE IN SALE OF ELECTRICITY

Administrative Board Asks for Report
on Feasibility of Engaging in Business.

TRAFFORD IS NONCOMMITTAL

Superintendent of Electric Plant Will
Submit Written Report, Which
Will Be Forwarded to Council for
Its Consideration and Action.

Putting into effect its oft-expressed purpose to close closer to the feasibility of selling light and power for general commercial purposes from the municipal electric plant, the Administrative Board yesterday adopted the following resolution:

"Resolved, That the Superintendent of the Electric Plant be, and he is hereby, instructed to examine into the advisability and feasibility of extending the rights, privileges and usage of said plant, so as to furnish light and power to the general public at such rates as will attract and induce manufacturing industries to locate in this city, which will be of importance to present and prospective customers, and to report thereon within ninety days from the date of the passage of this resolution. It is further

"Resolved, That the said report be forwarded to the Mayor, and by him to the Council for their consideration and action."

RESOLUTION REGARDING AS HIGHLY SIGNIFICANT

Two things make the introduction of the resolution at this time more than ordinarily significant. The Virginia Railway and Power Company has applied to the State Corporation Commission for permission to modify its rates for light and power, and the commission is now engaged in an inquiry into the rates charged by the company.

To the Council of the city of Richmond, on the other hand, the Virginia Railway and Power Company has applied for a new blanket franchise to supplant the score or more grants under which the company at present operates its street car and light and power transmission lines in this city. The prospect of the city's becoming a rival seller of light and power, it is conceded, may have an important bearing upon the provisions with regard to these commodities, that may be incorporated in the new franchise.

TRAFFORD UNWILLING TO COMMIT HIMSELF

Superintendent E. W. Trafford, of the Electric Plant, said last night that the board's action was taken independently, and not as the result of a conference with him on this subject. He was unwilling to commit himself as to the feasibility of the project until he had had time to give the matter more careful study.

"Is such a plan practicable, in view of the equipment at the city's command?" he was asked.

"A great many things are practicable," replied Mr. Trafford. He declined to commit himself further.

The scheme has an enthusiastic supporter in Carlton McCarthy, of the Administrative Board. At the meeting of the Council Finance Committee on December 7, called to consider the \$125,000 labor and ordinance, Mr. McCarthy digressed from a discussion of the general aspect of the measure, to make a pithy statement as to the possibilities of the electric plant.

**MCCARTHY BELIEVES
PLAN IS PRACTICABLE**

"The present electric plant owned by the city," said Mr. McCarthy on the